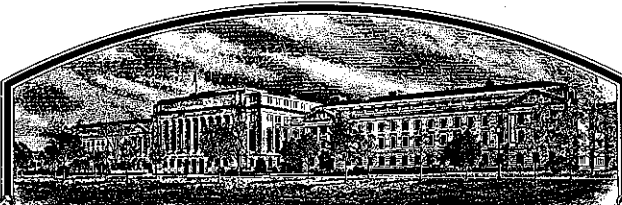


No.



9300072

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Jacob Hartz Seed Company, Inc.

Whereas, THERE HAS BEEN PRESENTED TO THE

Secretary of Agriculture

AN APPLICATION REQUESTING A CERTIFICATE OF PROTECTION FOR AN ALLEGED NOVEL VARIETY OF SEXUALLY REPRODUCED PLANT, THE NAME AND DESCRIPTION OF WHICH ARE CONTAINED IN THE APPLICATION AND EXHIBITS, A COPY OF WHICH IS HEREUNTO ANNEXED AND MADE A PART HEREOF, AND THE VARIOUS REQUIREMENTS OF LAW IN SUCH CASES MADE AND PROVIDED HAVE BEEN COMPLIED WITH, AND THE TITLE THERETO IS, FROM THE RECORDS OF THE PLANT VARIETY PROTECTION OFFICE, IN THE APPLICANT(S) INDICATED IN THE SAID COPY, AND WHEREAS, UPON DUE EXAMINATION MADE, THE SAID APPLICANT(S) IS (ARE) ADJUDGED TO BE ENTITLED TO A CERTIFICATE OF PLANT VARIETY PROTECTION UNDER THE LAW.

NOW, THEREFORE, THIS CERTIFICATE OF PLANT VARIETY PROTECTION IS TO GRANT UNTO THE SAID APPLICANT(S) AND THE SUCCESSORS, HEIRS OR ASSIGNS OF THE SAID APPLICANT(S) FOR THE TERM OF *eighteen* YEARS FROM THE DATE OF THIS GRANT, SUBJECT TO THE PAYMENT OF THE REQUIRED FEES AND PERIODIC REPLENISHMENT OF VIABLE BASIC SEED OF THE VARIETY IN A PUBLIC REPOSITORY AS PROVIDED BY LAW, THE RIGHT TO EXCLUDE OTHERS FROM SELLING THE VARIETY, OR OFFERING IT FOR SALE, OR REPRODUCING IT, OR IMPORTING IT, OR EXPORTING IT, OR USING IT IN PRODUCING A HYBRID OR DIFFERENT VARIETY THEREFROM, TO THE EXTENT PROVIDED BY THE PLANT VARIETY PROTECTION ACT (STAT. 1542, AS AMENDED, 7 U.S.C. 2321 ET SEQ.)

SOYBEAN

'H608'



In Testimony Whereof, I have hereunto set my hand and caused the seal of the Plant Variety Protection Office to be affixed at the City of Washington, D.C. this 29th day of September in the year of our Lord one thousand nine hundred and ninety-five.

Attest:

Mrs. A. H. Hunk

Commissioner

Plant Variety Protection Office

Agricultural Marketing Service

Samuel J. Hittman

Secretary of Agriculture

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE

APPLICATION FOR PLANT VARIETY PROTECTION CERTIFICATE
(Instructions on reverse)

Application is required in order to determine if a plant variety protection certificate is to be issued (7 U.S.C. 2421). Information is held confidential until certificate is issued (7 U.S.C. 2426).

1. NAME OF APPLICANT(S) (as it is to appear on the Certificate)		2. TEMPORARY DESIGNATION OR EXPERIMENTAL NO.		3. VARIETY NAME	
JACOB HARTZ SEED CO., INC.		H88-5193		H608	
4. ADDRESS (street and no. or R.F.D. no., city, state, and ZIP)		5. PHONE (include area code)		FOR OFFICIAL USE ONLY	
P.O. BOX 946 STUTTGART, AR 72160		(501) 673-8565		PVPO NUMBER 9300072	
6. GENUS AND SPECIES NAME		7. FAMILY NAME (Botanical)		Filing and Examination Fee:	
GLYCINE MAX		LEGUMINOSEA		\$2150.00	
8. CROP KIND NAME (Common Name)		9. DATE OF DETERMINATION		Date	
SOYBEAN		1990		January 7, 1993	
10. IF THE APPLICANT NAMED IS NOT A "PERSON," GIVE FORM OF ORGANIZATION (Corporation, partnership, association, etc.)				Certificate Fee:	
CORPORATION				\$250.00	
11. IF INCORPORATED, GIVE STATE OF INCORPORATION		12. DATE OF INCORPORATION		Date	
DELAWARE		1984		May 8, 1995	
13. NAME AND ADDRESS OF APPLICANT REPRESENTATIVE(S), IF ANY, TO SERVE IN THIS APPLICATION AND RECEIVE ALL PAPERS					
DR. CURTIS WILLIAMS JACOB HARTZ SEED CO., INC. P.O. BOX 946 STUTTGART, AR 72160					
				PHONE (include area code): 501-673-8565	
14. CHECK APPROPRIATE BOX FOR EACH ATTACHMENT SUBMITTED (Follow INSTRUCTIONS on reverse)					
a. <input checked="" type="checkbox"/> Exhibit A, Origin and Breeding History of the Variety					
b. <input checked="" type="checkbox"/> Exhibit B, Novelty Statement.					
c. <input checked="" type="checkbox"/> Exhibit C, Objective Description of Variety.					
d. <input type="checkbox"/> Exhibit D, Additional Description of Variety.					
e. <input checked="" type="checkbox"/> Exhibit E, Statement of the Basis of Applicant's Ownership.					
f. <input checked="" type="checkbox"/> Seed Sample (2,500 viable untreated seeds). Date Seed Sample mailed to Plant Variety Protection Office 12-15-92					
g. <input checked="" type="checkbox"/> Filing and Examination Fee (\$2,150) made payable to "Treasurer of the United States."					
15. DOES THE APPLICANT(S) SPECIFY THAT SEED OF THIS VARIETY BE SOLD BY VARIETY NAME ONLY AS A CLASS OF CERTIFIED SEED? (See section 83(a) of the Plant Variety Protection Act)					
<input type="checkbox"/> YES (If "YES," answer items 16 and 17 below) <input checked="" type="checkbox"/> NO (If "NO," skip to item 18 below)					
16. DOES THE APPLICANT(S) SPECIFY THAT THIS VARIETY BE LIMITED AS TO NUMBER OF GENERATIONS?			17. IF "YES" TO ITEM 16, WHICH CLASSES OF PRODUCTION BEYOND BREEDER SEED?		
<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			<input type="checkbox"/> FOUNDATION <input type="checkbox"/> REGISTERED <input type="checkbox"/> CERTIFIED		
18. DID THE APPLICANT(S) PREVIOUSLY FILE FOR PROTECTION OF THE VARIETY IN THE U.S.?					
<input type="checkbox"/> YES (If "YES," through <input type="checkbox"/> Plant Variety Protection Act <input type="checkbox"/> Patent Act. Give date: _____) <input checked="" type="checkbox"/> NO					
19. HAS THE VARIETY BEEN RELEASED, USED, OFFERED FOR SALE, OR MARKETING IN THE U.S. OR OTHER COUNTRIES?					
<input type="checkbox"/> YES (If "YES," give names of countries and dates) <input checked="" type="checkbox"/> NO					
20. The applicant(s) declare(s) that a viable sample of basic seeds of this variety will be furnished with the application and will be replenished upon request in accordance with such regulations as may be applicable.					
The undersigned applicant(s) is (are) the owner(s) of this sexually reproduced novel plant variety, and believe(s) that the variety is distinct, uniform, and stable as required in section 41, and is entitled to protection under the provisions of section 42 of the Plant Variety Protection Act.					
Applicant(s) is (are) informed that false representation herein can jeopardize protection and result in penalties.					
SIGNATURE OF APPLICANT [Owner(s)]		CAPACITY OR TITLE		DATE	
Curtis Williams		Director and Chief Scientist Proprietary Soybeans and Cotton		December 17, 1992	
SIGNATURE OF APPLICANT [Owner(s)]		CAPACITY OR TITLE		DATE	

EXHIBIT A
ORIGIN AND BREEDING HISTORY
HARTZ variety H608

9300072

SUMMER 1985 ORIGINAL CROSS MADE AT STUTTGART, ARKANSAS.
CROSS NUMBER WAS 85078

PARENTS: HARTZ 936X X (F1 (H24 X S77-8) X BAY)

HARTZ 936X	=	H24 X H16-11
H24	=	D65-3065 X D65-2553
H16-11	=	UNKNOWN
D65-3065	=	HILL (4) X PI 171.442
D65-2553	=	PI 196.177 X (2) HILL
S77-8	=	UNKNOWN JAPAN ORIGIN
BAY	=	YORK X R62-550
R62-550	=	(R54-168 X HILL) X (LEE X DORTCHSOY 110)
R54-168	=	[ROANOKE X (OGDEN X CNS)] X (RALSOY X OGDEN)

WINTER 1985-86 F1 ADVANCED TO F2 IN GREENHOUSE AT STUTTGART, AR.

SUMMER 1986 F2 ADVANCED TO F3 BY MODIFIED SINGLE SEED DESCENT
AT STUTTGART, AR.

WINTER 1986-87 F3 AND F4 ADVANCED TO F5 BY MODIFIED SINGLE SEED
DESCENT IN BELIZE, C.A.

SUMMER 1987 F5 GROWN AT STUTTGART, AR.

SUMMER 1988 F6 GROWN AT STUTTGART, AR., IN PLANT ROWS, SELECTED
ROW DESIGNATED 5193.

SUMMER 1989-91 YIELD TESTED AND SCREENED FOR DISEASE AND NEMATODES,
STUTTGART, AR.

SUMMER 1991 GREW BREEDER SEED INCREASE, STUTTGART, AR.

SUMMER 1992 SEED GROWN BY CONTRACT GROWERS ONLY.

EVIDENCE OF STABILITY - HARTZ variety H608 is stable and uniform within commercially acceptable limits as indicated by observation of three years of disease screening trials, yield tests and seed increase plots.

KINDS OF VARIANTS - A smaller seed size variant is present in a frequency of about 0.001 percent. It has the same morphological characters as the dominant seed size which is about 7.4 g/100 seed.

EXHIBIT B

NOVELTY STATEMENT

'HARTZ variety H608' most closely resembles 'HARTZ 914'.

Differences include: H608 is resistant to stem canker while HARTZ 914 is susceptible to stem canker.

OBJECTIVE DESCRIPTION OF VARIETY
SOYBEAN (*Glycine max* L.)

NAME OF APPLICANT(S) JACOB HARTZ SEED CO., INC. CURTIS WILLIAMS	TEMPORARY DESIGNATION H88-5193	VARIETY NAME H608
ADDRESS (Street and No., or R.F.D. No., City, State, and Zip Code) P.O. BOX 946 STUTTGART, AR 72160		FOR OFFICIAL USE ONLY PVPO NUMBER 9300072

Choose the appropriate response which characterizes the variety in the features described below. When the number of significant digits in your answer is fewer than the number of boxes provided, place a zero in the first box when number is 9 or less (e.g.,). Starred characters ★ are considered fundamental to an adequate soybean variety description. Other characters should be described when information is available.

1. SEED SHAPE:



1 = Spherical (L/W, L/T, and T/W ratios = < 1.2)
3 = Elongate (L/T ratio > 1.2; T/W = < 1.2)

2 = Spherical Flattened (L/W ratio > 1.2; L/T ratio = < 1.2)
4 = Elongate Flattened (L/T ratio > 1.2; T/W > 1.2)

★ 2. SEED COAT COLOR: (Mature Seed)

1 = Yellow 2 = Green 3 = Brown 4 = Black 5 = Other (Specify) _____

3. SEED COAT LUSTER: (Mature Hand Shelled Seed)

1 = Dull ('Corsoy 79'; 'Braxton') 2 = Shiny ('Nebsoy'; 'Gasoy 17')

★ 4. SEED SIZE: (Mature Seed)

Grams per 100 seeds

★ 5. HILUM COLOR: (Mature Seed)

1 = Buff 2 = Yellow 3 = Brown 4 = Gray 5 = Imperfect Black 6 = Black 7 = Other (Specify) _____

★ 6. COTYLEDON COLOR: (Mature Seed)

1 = Yellow 2 = Green

★ 7. SEED PROTEIN PEROXIDASE ACTIVITY:

1 = Low 2 = High

★ 8. SEED PROTEIN ELECTROPHORETIC BAND:

1 = Type A (SP1^a) 2 = Type B (SP1^b)

★ 9. HYPOCOTYL COLOR:

1 = Green only ('Evans'; 'Davis') 2 = Green with bronze band below cotyledons ('Woodworth'; 'Tracy')
3 = Light Purple below cotyledons ('Beeson'; 'Pickett 71')
4 = Dark Purple extending to unifoliate leaves ('Hodgson'; 'Coker Hampton 266A')

★ 10. LEAFLET SHAPE:

1 = Lanceolate 2 = Oval 3 = Ovate 4 = Other (Specify) _____

11. LEAFLET SIZE:

☐ 11 = Small ('Amsoy 71'; 'A5312')
3 = Large ('Crawford'; 'Tracy')

2 = Medium ('Corsoy 79'; 'Gasoy 17')

12. LEAF COLOR:

☐ 21 = Light Green ('Weber'; 'York')
3 = Dark Green ('Gnome'; 'Tracy')

2 = Medium Green ('Corsoy 79'; 'Braxton')

★ 13. FLOWER COLOR:

☐ 1

1 = White

2 = Purple

3 = White with purple throat

★ 14. POD COLOR:

☐ 1

1 = Tan

2 = Brown

3 = Black

★ 15. PLANT PUBESCENCE COLOR:

☐ 1

1 = Gray

2 = Brown (Tawny)

16. PLANT TYPES:

☐ 21 = Slender ('Essex'; 'Amsoy 71')
3 = Bushy ('Gnome'; 'Govan')

2 = Intermediate ('Amcor'; 'Braxton')

★ 17. PLANT HABIT:

☐ 1

1 = Determinate ('Gnome'; 'Braxton')

3 = Indeterminate ('Nebsoy'; 'Improved Pelican')

2 = Semi-Determinate ('Will')

★ 18. MATURITY GROUP:

☐ 0 ☐ 9

1 = 000

2 = 00

3 = 0

4 = I

5 = II

6 = III

7 = IV

8 = V

9 = VI

10 = VII

11 = VIII

12 = IX

13 = X

★ 19. DISEASE REACTION: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

BACTERIAL DISEASES:

★

☐ 2Bacterial Pustule (*Xanthomonas phaseoli* var. *sojensis*)

★

☐ 2Bacterial Blight (*Pseudomonas glycinea*)

★

☐ 0Wildfire (*Pseudomonas tabaci*)

FUNGAL DISEASES:

★

☐ 0Brown Spot (*Septoria glycines*)Frogeye Leaf Spot (*Cercospora sojina*)

★

☐

Race 1

☐

Race 2

☐

Race 3

☐

Race 4

☐

Race 5

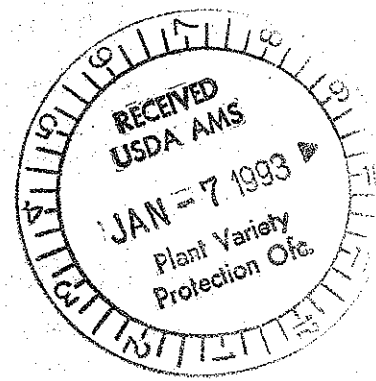
☐ 2

Other (Specify)

RACE NOT DETERMINED

☐ 0Target Spot (*Corynespora cassiicola*)☐ 0Downy Mildew (*Peronospora trifoliorum* var. *manshurica*)☐ 0Powdery Mildew (*Microsphaera diffusa*)

★

☐ 0Brown Stem Rot (*Cephalosporium gregatum*)☐ 2Stem Canker (*Diaporthe phaseolorum* var. *caulivora*)

19. DISEASE REACTION: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant) (Continued)

FUNGAL DISEASES: (Continued)

- ★ ☐ 0 Pod and Stem Blight (*Diaporthe phaseolorum* var. *sojae*)
- ☐ 2 Purple Seed Stain (*Cercospora kikuchii*)
- ☐ 0 Rhizoctonia Root Rot (*Rhizoctonia solani*)
- Phytophthora Rot (*Phytophthora megasperma* var. *sojae*)
- ★ ☐ 1 Race 1 ☐ 1 Race 2 ☐ 1 Race 3 ☐ 1 Race 4 ☐ 0 Race 5 ☐ 0 Race 6 ☐ 1 Race 7
- ☐ 0 Race 8 ☐ 0 Race 9 ☐ Other (Specify) _____

VIRAL DISEASES:

- ☐ 0 Bud Blight (Tobacco Ringspot Virus)
- ☐ 0 Yellow Mosaic (Bean Yellow Mosaic Virus)
- ★ ☐ 0 Cowpea Mosaic (Cowpea Chlorotic Virus)
- ☐ 0 Pod Mottle (Bean Pod Mottle Virus)
- ★ ☐ 2 Seed Mottle (Soybean Mosaic Virus)

NEMATODE DISEASES:

- Soybean Cyst Nematode (*Heterodera glycines*)
- ★ ☐ 1 Race 1 ☐ 1 Race 2 ☐ 1 Race 3 ☐ 1 Race 4 ☐ Other (Specify) _____
- ☐ 0 Lance Nematode (*Hoplolaimus Colonus*)
- ★ ☐ 1 Southern Root Knot Nematode (*Meloidogyne incognita*)
- ★ ☐ 0 Northern Root Knot Nematode (*Meloidogyne Hapla*)
- ☐ 1 Peanut Root Knot Nematode (*Meloidogyne arenaria*)
- ☐ 0 Reniform Nematode (*Rotylenchulus reniformis*)
- ☐ OTHER DISEASE NOT ON FORM (Specify): _____

20. PHYSIOLOGICAL RESPONSES: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

- ★ ☐ 0 Iron Chlorosis on Calcareous Soil
- ☐ Other (Specify) _____

21. INSECT REACTION: (Enter 0 = Not Tested; 1 = Susceptible; 2 = Resistant)

- ☐ 0 Mexican Bean Beetle (*Epilachna varivestis*)
- ☐ 0 Potato Leaf Hopper (*Empoasca fabae*)
- ☐ Other (Specify) _____

22. INDICATE WHICH VARIETY MOST CLOSELY RESEMBLES THAT SUBMITTED.

CHARACTER	NAME OF VARIETY	CHARACTER	NAME OF VARIETY
Plant Shape		Seed Coat Luster	
Leaf Shape		Seed Size	
Leaf Color		Seed Shape	
Leaf Size		Seedling Pigmentation	

23. GIVE DATA FOR SUBMITTED AND SIMILAR STANDARD VARIETY: Paired Comparison Data

VARIETY	NO. OF DAYS MATURITY	PLANT LODGING SCORE	CM PLANT HEIGHT	LEAFLET SIZE		SEED CONTENT		SEED SIZE G/100 SEEDS	NO. SEEDS/POD
				CM Width	CM Length	% Protein	% Oil		
H608 Submitted	135	1.9	66					7.4	2-3
H914 Name of Similar Variety	131	1.8	66					8.8	2-3

PUBLICATIONS USEFUL AS REFERENCE AIDS FOR COMPLETING THIS FORM:

1. Caldwell, B.E., ed. 1973. Soybeans: Improvement, Production, and Uses. Amer. Soc. Agron. Monograph No. 16.
2. Buttery, B.R. and R.J. Buzzell. 1968. Peroxidase activity in seeds of soybean varieties. Crop Sci., 8: 722-725.
3. Hymowitz, T. 1973. Electrophoretic analysis of SBTI-A₂ in the USDA soybean germplasm collection. Crop Sci., 13: 420-421.
4. Payne, R.C. and L.F. Morris. 1976. Differentiation of soybean cultivars by seedling pigmentation patterns. J. Seed Technol. 1: 1-19.

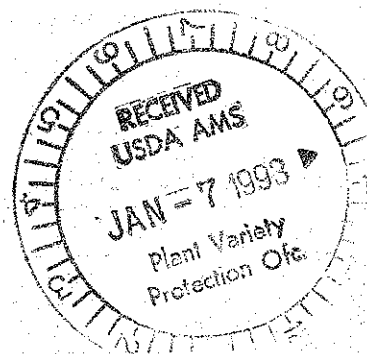


EXHIBIT E

HARTZ variety H608

BASIS OF APPLICANTS OWNERSHIP

Jacob Hartz Seed Company, Incorporated, Stuttgart, Arkansas established a Plant Breeding Program in 1972 for the purpose of developing, releasing, and maintaining stocks of soybean varieties developed by its Plant Breeding Program.

Dr. Curtis Williams, Plant Breeder, was licensed to breed soybeans by the Arkansas State Plant Board, December 9, 1977. Dr. Williams and co-workers developed and tested this variety in trials at Stuttgart, Arkansas, and outlying locations.

On April 23, 1983, Jacob Hartz Seed Company, Inc., was purchased by HybriTech Seed International, Inc., a wholly owned subsidiary of Monsanto, St. Louis, Missouri. Jacob Hartz Seed Company, Inc., was originally incorporated in 1948 in the state of Arkansas. In 1984 Jacob Hartz Seed Company, Inc., merged with the Monsanto-West Africa, Inc., a Delaware Corporation. Jacob Hartz Seed Company, Inc., is the present name of the merged corporation which is a Delaware corporation.

Dr. Curtis Williams is employed by Jacob Hartz Seed Company, Inc. By agreement between employee and Jacob Hartz Seed Company, Inc., all rights to any discovery, development or invention made by an employee are assigned to the company. No rights to the development of this variety are retained by the employee.

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